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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/772,965	02/04/2004	Kazuhiko Gogo	14470.22US01	5309

7590 05/01/2006  
HAMRE,SCHUMANN,MULLER & LARSON, P.C  
P.O. BOX 2902-0902  
MINNEAPOLIS, MN 55402

EXAMINER

SY, MARIANO ONG

ART UNIT PAPER NUMBER

3683

DATE MAILED: 05/01/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



### DETAILED ACTION

1. The amendment filed on March 3, 2006 has been received.

#### ***Claim Rejections - 35 USC § 102***

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claim 1 is rejected under 35 U.S.C. 102(b) as being anticipated by Rath (US 3,782,510).

Re-claim 1 Rath disclosed, as shown in fig. 1-4, a disk brake unit comprising: at least one piston 28 built into a caliper body 12 having a substantially U-shaped cross-section with an outer section 13 and an inner section 15 connected by a bridge section 14, an outer pad attached to outer section, an inner pad attached to inner section, and an outer periphery of a brake disk inserted between outer and inner pads, wherein part of the piston projects beyond an outer peripheral edge of the brake disk to an outer side, the outer and inner pads do not project out further than the outer peripheral edge of the brake disk, and part of the bridge section projects further radially inwards (see fig. 3) than the outer peripheral edge of the piston and the projecting part of the bridge section extends from the inner section to the outer section of the caliper body.

***Claim Rejections - 35 USC § 103***

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

5. Claim 3 is rejected under 35 U.S.C. 103(a) as being unpatentable over Rath in view of Reeves (US 6,478,121).

Re-claim 3 Rath failed to disclose wherein there are a plurality of pistons, the plurality of pistons being lined up along the outer peripheral edge of the brake disk at specified intervals.

Reeves teaches, as shown in fig. 4-9, a disc brake caliper having a plurality of pistons, the plurality of pistons being lined up along the outer peripheral edge of the brake disk at specified intervals, see col. 4, lines 6-13.

It is old and well known in the art for a brake caliper having a plurality of pistons and it would have been obvious to one of ordinary skill in the art to modify the caliper of Rath with a plurality of pistons, in view of the teaching of Reeves, in order to decrease the size of the caliper by having smaller pistons instead of a single large piston.

6. Applicant's arguments filed on March 3, 2006 have been fully considered but they are not persuasive.

Applicant argued in the Remarks that Rath (US 3,782,510) does not disclose a disk brake unit for a motorcycle, where part of the bridge section projects further radially

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7. **THIS ACTION IS MADE FINAL.** Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than **SIX MONTHS** from the mailing date of this final action.

8. Claims 2 and 4 are allowed.

9. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mariano Sy whose telephone number is 571-272-7126. The examiner can normally be reached on Mon.-Fri. from 8:30 A.M. to 2:30 P.M.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James McClellan, can be reached on 571-272-6786. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR.

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Status information for unpublished applications is available through Private PAIR only.

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you have questions on access to the Private PAIR system, contact the Electronic

Business Center (EBC) at 866-217-9197 (toll-free).

*msy*

M. Sy

April 25, 2006

DEVON C. KRAMER  
PATENT EXAMINER

*Devon Kramer*  
*4/27/06*